

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIFTH APPELLATE DISTRICT

PINE TERRACE APARTMENTS, L.P.,

Plaintiff and Appellant,

v.

WINDSCAPE, LLC, et al.,

Defendants, Cross-complainants and
Appellants;

JEFFREY SCOTT, INC., et al.,

Cross-defendants and Respondents.

F054609

(Super. Ct. No. 04CECG01462)

ORDER MODIFYING OPINION
[NO CHANGE IN JUDGMENT]

THE COURT:

It is ordered that the opinion filed herein on January 12, 2009, and reported in the Official Reports (170 Cal.App.4th 1) be modified as follows:

Under “FACTS,” on page 3 (170 Cal.App.4th at pp. 2-3), the first sentence of the paragraph beginning “Defendants and cross-complainants are” is modified to read as follows:

Defendants and cross-complainants are (1) Windscape, LLC, a Washington limited liability company; (2) Windscape, L.P., a California limited partnership; (3) Andrade Development Company, a California corporation; and (4) Eugene J. Andrade, an individual who (a) is the managing member of Windscape, LLC, (b) is the president of Andrade

Development Company, and (c) was alleged to have been the general partner of Windscape, L.P.

This modification does not effect a change in the judgment.

DAWSON, J.

WE CONCUR:

LEVY, Acting P.J.

HILL, J.